

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

J. MICHAEL CHARLES; MAURICE W. WARD,
JR.; and JOSEPH I. FINK, JR., on behalf of
themselves and all others similarly situated

Plaintiffs,

v.

PEPCO HOLDINGS, INC.; CONECTIV, and
PEPCO HOLDINGS RETIREMENT PLAN,

Defendants

CIVIL ACTION

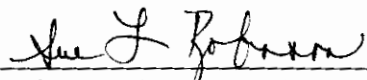
NO. 05-702 (SLR)

ORDER

And now, on this 14~~th~~ day of November, 2006, upon consideration of the Motion for Protective Order of Defendants Pepco Holdings, Inc., Conectiv, and Pepco Holdings Retirement Plan (collectively, "Defendants"), and Plaintiffs' response thereto, it is hereby ORDERED that:

1. The Motion is GRANTED;
2. The scope of written discovery that Defendants must provide to Plaintiffs is limited to only (a) copies of the Cash Balance Sub-Plan; (b) Summary Plan Descriptions for the Cash Balance Sub-Plan; (c) annual reports on Form 5500 for the Cash Balance Sub-Plan; (d) participant statements for the Cash Balance Sub-Plan; and (e) employee communications relating to the amendment creating the Cash Balance Sub-Plan in January 1999; and

3. The third party subpoenas served upon Watson Wyatt & Co. and Towers, Perrin, Forster, & Crosby, Inc. are quashed and neither third party needs to respond to them.



Chief Judge Sue L. Robinson